THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.6888 OF 2006

DATED: 01-02-2007

BETWEEN

P. Krishna, S/o. Mallesham,
Occ: Milk Vendor,
R/o. H.No.13-5-610/22,
Tappachaputra, Yousufnagar,
Hyderabad.

...PETITIONER

AND

The Government of A.P., rep by its
Secretary, Home Department,
Secretariat, Hyderabad and others.

...RESPONDENTS

ORDER:

This writ petition has been filed seeking a Writ of Mandamus to declare the action of the third respondent in calling the petitioner to the police station and harassing him without following due process of law as illegal and arbitrary.

2. It is the grievance of the petitioner that the police is interfering with the civil disputes of the petitioner and the respondents 4 and 5 and that the police is unnecessarily calling him to the police station and threatening to arrest him.

3. Counter has been filed stating that the unofficial respondents filed a complaint on 08.04.2006 before the Station House Officer, Tappachaputra Police Station, Hyderabad alleging that the petitioner cheated them by collecting an amount of Rs.50,000/- in connection with the sale of land at Khanapur and

requested to take action.

It is stated that on the said complaint the police advised the complainants that the dispute is purely of civil nature and therefore, no criminal case could be registered. It is stated that no criminal case has been registered against the petitioner and they never called him to the police station and never threatened to arrest him or harass him. All the other allegations of the petitioner have been denied.

4. In view of the fact that no criminal case has been registered or pending against the petitioner and that the allegations of the petitioner have been denied and disputed, no relief can be granted to the petitioner in the writ petition.

The writ petition is accordingly dismissed. There shall be no order as to costs.

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V. ESWARAIAH, J

February 1, 2007
DSK